



BAA PROCESS

- ELEMENTS OF THE BAA
 - Synopsis in FEDBIZOPPS/FEDGRANTS
 - Proposer Information Pamphlet (PIP)
 - DD Form 254 (if applicable)
- TIME PERIOD(S) – Section B.2 of PIP
 - BAA is open for 1 year (31 Aug 05 – 31 Aug 06)
 - Proposal registrations due 1 Oct 05 (BAA tool) (U)
 - Initial round of proposals due 17 Oct 05 @ 12pm EST
 - Proposals received after initial cut-off date will be evaluated/selected based on availability of subsequent program funding, if available.



BAA PROCESS

- ELIGIBILITY
 - All interested/qualified sources
 - Foreign participants/resources may participate to the extent authorized by applicable Security Regulations, Export Laws, etc.
- PROPOSAL PREPARATION/SUBMISSION (G of PIP)
 - Instructions are detailed in the PIP (**Follow closely**)
 - **ALL** questions to BAA05-44@darpa.mil
 - FAQ available on PANDA website (**Read Regularly**)
 - All award/funding instruments (grant, cooperative agreement, technology investment agreement, contract, 845 prototype) are available as options but are subject to negotiation if proposal is selected



BAA PROCESS

- PROPOSAL PREPARATION/SUBMISSION CONT'D
 - Assert rights to **all** technical data & computer software generated, developed, and/or delivered to which the Government will receive less than Unlimited Rights (G.2.6 of PIP – “Rights in Technical Data and Computer Software”)
 - Prime’s Assertions must include Subcontractors IP
 - Use defined “Basis of Assertion” and “Rights Category”
 - **Justify** “Basis of Assertion”
 - Tech Prop - Mind Page Limitations (don’t use Cost Prop)
 - Tech Prop - SOW and Program Schedule to common WBS
 - Cost Prop – Develop using the same common WBS
 - Cost Prop - FAR Part 15/Table 15-2 (suggested format/content)



BAA PROCESS

- PROPOSAL PREPARATION/SUBMISSION CONT'D
 - Proposals are treated by DARPA as Competitive Information/Source Selection Sensitive (F.1 of PIP)
 - PROPOSALS MAY BE HANDLED, FOR ADMINISTRATIVE PURPOSES ONLY, BY SUPPORT CONTRACTOR PERSONNEL SUBJECT TO NDA



BAA PROCESS

- EVALUATION/AWARD (F of PIP)
 - Award Criteria (in relative order of importance):
 - 1) Overall Technical & Scientific Merit, Innovation, & Depth
 - 2) Relevance to PANDA Mission Objectives & Program Concepts
 - 3) Personnel & Corporate Capabilities & Experience
 - 4) Proposed Schedule & Metrics Per Phase
 - 5) Project & Technology Transfer Plan & Potential Transformative Impact on Military Operations
 - 6) Cost Realism and Value of Proposed Work to the Government
 - Note: Subfactors are equal in importance w/in a factor 5



BAA PROCESS

- EVALUATION/AWARD (F of PIP)
 - Government reserves the right to select for award all, some, or none of the proposals received and to award without discussions.
 - Government anticipates making:
 - Multiple Technology Development award
 - One (1) Systems Engineering & Integration (SEI) award
 - One (1) Performance Evaluation (PE) award
 - No common Statement of Work - Proposals evaluated on individual merit and relevance as it relates to the stated research goals/objectives rather than against each other
 - Only a duly authorized Contracting Officer may obligate the Government



BAA PROCESS

- COMMUNICATIONS
 - Prior to Issuing BAA – No restrictions, however Gov't (PM) shall not dictate solutions or transfer technology
 - After Issuing the BAA – No restrictions, however Gov't (PM/PCO) shall not dictate solutions or transfer technology
 - After Receipt of Proposals – Government (PM/PCO) may communicate with offerors in order to understand the meaning of some aspect of the proposal that is not clear or to obtain confirmation or substantiation of a proposed approach, solution, or cost estimate



CONTRACTING BACK-UP

CMO



FUNDING INSTRUMENTS

- **Grant** - the **principal purpose** of the instrument **is to transfer a thing of value to the recipient to carry out a public purpose** of support or stimulation authorized by a Federal statute and **substantial involvement is not expected** between DARPA, acting for the Federal Government, and the recipient during performance of the contemplated activity
- **Cooperative Agreement** - the **principal purpose of the instrument is to transfer a thing of value to the recipient to carry out a public purpose** of support or stimulation authorized by Federal statute, and **substantial involvement is expected** between DARPA, acting for the Federal Government, and the recipient during performance of the contemplated activity



FUNDING INSTRUMENTS

- **Contract** - the principal purpose of the instrument is **acquisition by purchase, lease, or barter of property or services for the direct benefit** or use of the Federal Government or whenever DARPA determines in a specific instance that the use of a type of procurement contract is appropriate
- **Other Transaction for Research/Technology Investment Agreement (TIA)** - **when a contract, grant or cooperative agreement is not feasible or appropriate**, DARPA may enter into an other transaction that facilitates the accomplishment of its mission, which is not contrary to law, and which is in the public interest



FUNDING INSTRUMENTS

- Other Transaction for Prototype - a legally binding instrument other than a procurement contract, grant, cooperative agreement, or other transaction for research/TIA **used for a prototype project** proposed to be acquired or developed by the Department of Defense (DoD)



TOOL BOX

Acquisition		Non-Acquisition				
Procurement Contracts	Non-Procurement Contracts	Grants	Cooperative Agreements		OTs	
10 U.S.C. 2304 31 U.S.C. 6303 ↓ Federal Acquisition Regulations	*Non-appropriated funds contracts	10 U.S.C. 2358	10 U.S.C 2358	Technology Investment Agreements (TIAs)		Other 10 U.S.C. 2371
	*Section 845	31 U.S.C. 6304	31 U.S.C. 6305	10 U.S.C. 2358	10 U.S.C. 2371 (a) & (d)	
		OMB Circ. DODGAR	Traditional	Flexible	Multi-Party Commercial Firm Consortia	Bailments Lease Arrangement Loan-to-Own
PART 15	PART 12 Commercial Items		OMB Circ. DODGAR	Recoupment Authority 10 U.S.C. 2371(d)	Consortia Recoupment Authority 10 U.S.C. 2371(d)	
Cost/Price Based	Price Based	Exception to Bayh-Dole Act	Bayh-Dole Act	DDRE Letter	DDRE Letter	
		Bayh-Dole Act	Bayh-Dole Act Lore	Bayh-Dole Act	Exception to Bayh-Dole	

CRADA -

A legal agreement between a federal laboratory and industry used for the transfer of commercially useful technologies from federal laboratories to the private sector and to make accessible unique technical capabilities and facilities.